IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.675 OF 2006.
IN
FIRST APPEAL NO. 985 OF 2006.

The State of Maharashtra. ... Applicant.
Versus.
Rambhau Ganpat Hundare
(since deceased through LRs.)
Bhamabai Rambhau Hundare & others. ...Respondents.

Mrs.G.P.Mulekar for the Applicant.

None for the Respondents.

CORAM : ABHAY S.OKA, J.

DATED : 22nd February, 2007.

P.C.:

1. Heard the learned A.G.P. for the Applicant. None for the Respondents. Prima-facie it appears to me that the Application for reference under section 18 of the Land Acquisition Act was barred by limitation.

2. Hence the application is disposed of by the following order:

i) Ad-interim relief granted on 28th July 2006 will continue to operate as interim relief provided the entire amount due and payable under the impugned Judgment and Award is deposited by the Applicant with the Reference Court within a period of six weeks from today. If the amount is not deposited, interim relief will stand

vacated without further reference to the Court.

ii) If the amount is deposited within the stipulated time, the same be invested in terms of the order dated 28th July 2006. The Fixed deposit shall be renewed from time to time till the disposal of the Appeal.

Judge.